

**SUPREME COURT MINUTES
FRIDAY, DECEMBER 17, 1999
SAN FRANCISCO, CALIFORNIA**

S080566 In re Kevin Hurtado
 on
 Habeas Corpus

Pursuant to written request of petitioner, the above entitled petition for writ of habeas corpus is ordered withdrawn.

S012279 People, Respondent
 v.
 David Allan Lucas, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including February 4, 2000.

S015381 People, Respondent
 v.
 Tracey Lavell Carter, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to and including January 24, 2000.

S016730 People, Respondent
 v.
 Raymond Edward Steele, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including February 15, 2000.

No further extensions of time are contemplated.

S043187 People, Respondent
 v.
 Billy Ray Riggs, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including February 15, 2000, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

S082830 In re **Peter John Daniels** on Discipline

It is ordered that **Peter John Daniels, State Bar no. 52310**, be suspended from the practice of law for two years, that execution of suspension be stayed, and that he be placed on probation for three years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed August 16, 1999. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and payable in accordance with Business and Professions Code section 6140.7.

S082832 In re **Gerhard M. Heimann** on Discipline

It is ordered that **Gerhard M. Heimann, State Bar no. 36868**, be actually suspended from the practice of law for 120 days as recommended by the Hearing Department of the State Bar Court in its decision filed August 16, 1999. Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and payable pursuant to Business and Professions Code section 6140.7.

S082834 In re **James Albert Moser** on Discipline

It is hereby ordered that **James Albert Moser, State Bar No. 159600**, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. He is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S082836 In re **Marvin Emery Parker** on Discipline

It is ordered that **Marvin Emery Parker, State Bar no. 109164**, be actually suspended from the practice of law for 90 days and until the State Bar Court grants a motion to terminate his actual suspension pursuant to rule 205, Rules of Procedure of the State Bar of California, as recommended by the Hearing Department of the State Bar Court in its decision filed September 1, 1999. He is also ordered to comply with the other conditions of probation, if any, hereinafter imposed by the State Bar Court as a condition for terminating his actual suspension. If he is actually suspended for

two years or more, he shall remain actually suspended until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of his actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and payable in accordance with Business and Professions Code section 6140.7.

*(See Business & Professions Code, § 6126, subd. (c).)

S082837 In re **John Vogt Powell, III** on Discipline

It is ordered that **John Vogt Powell, III, State Bar no. 84254**, be actually suspended from the practice of law for six months and until he complies with the other requirements as recommended by the Hearing Department of the State Bar Court in its decision filed August 19, 1999; and until the State Bar Court grants a motion to terminate his actual suspension pursuant to rule 205, Rules of Procedure of the State Bar of California. He is also ordered to comply with the other conditions of probation, if any, hereinafter imposed by the State Bar Court as a condition for terminating his actual suspension. If his actual suspension exceeds two years, he shall remain actually suspended until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct. It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

*(See Business & Professions Code, § 6126, subd. (c).)